IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 11978 of 2004

Between:

K. Sarva Mangala Gowri, M.A. M. Phil, D/o Sri K. Subramanyam,
A.P. Study Circle, R/o 103 Preetam Apartments,Street No.13,
Himayatnagar, Hyderabad.

..... PETITIONER

AND

1 A.P. Study Circle, rep. by its Director,
Dr. B.R. Ambedkar Bhavan, Lower Tank Bund Road, Hyderabad.
2 The State of Andhra Pradesh, rep. by its Principal Secretary to Government,
Social Welfare Department, Secretariat, Andhra Pradesh, Hyderabad.
3 The Commissioner of Social Welfare, Telugu Samkshema Bhavan, Masab tank bund, Hyderabad.
4 Government of Andhra Pradesh, rep. Principal Secretary, Higher Education Dept, (UE.ILI), Secretariat, A.P. Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ order or direction preferably in the nature of Writ of Mandamus declaring the action of the Respondents in not extending the Revised UGC Pay Scales 1996 as adopted by the Government vide G.O.Ms.No. 208 Higher Education Department dated 29-6-1999 with effect from 1-1-96 in the category of Assistant Professors with all arrears of pay, interest etc as illegal, arbitrary and unconstitutional and consequently direct the respondents to pay to the petitioner the Revised Pay Scales of UGC 1996 as adopted by G.O.Ms.No. 208, Higher Education Department dated 29-6-99 in the category of Assistant Professor with effect from 1-1-96 with arrears of pay, interest and all consequential benefits

Counsel for the Petitioner:DR.K.LAKSHMINARASIMHA

Counsel for the Respondents 2 and 3: GP FOR SOCIAL WELFARE

Counsel for the respondent no.1 : Sri G.Chandraiah

Counsel for the respondent no.4 : G.P. for Education.

The Court made the following :

O R D E R:

The petitioner is an Assistant Professor in the 1st respondent institution. She was appointed in the 1st respondent institution as an Assistant Professor in Telugu Literature vide order dated 19-11-1987, on starting pay of Rs.700 per month in the UGC pay scale of 700-40-1100-50-1600. She was initially appointed for a period of two years and subsequently through an order dated 29-11-1989, her services were extended till further orders. When there was pay revision with effect from 01-01-1986, vide G.O.Ms.No.520, Education, dated 15-12-1988, the

1st respondent-institution did not implement the same to the petitioner. Aggrieved by the same, the petitioner approached this Court through W.P.No.5609 of 1991 praying to direct the 1st respondent to implement the revised scales of pay and the difference of pay and other emoluments. This Court through the order dated 06-09-1996, directed the respondents to implement the revised enhanced U.G.C.pay scales in terms of G.O.Ms.No.520 Education, dated 15-12-1988, with effect from 01-01-1986. When the 1st respondent failed to implement the pay scales, the petitioner approached this Court through a Contempt Case No. 1264 of 2001. Subsequently, the 1st respondent implemented the revised pay scales with effect from 01-01-1986 .

In the year 1996, the scales were once again revised with effect from 01-01-1996 giving monetary benefit from 01-07-1996. The petitioner contends that despite her representation to apply the revised pay scales, the 1st respondent is not passing any order and so far the revised pay scales of 1996 are not made applicable to her.

The learned counsel for the 1st respondent also conceded that the revised pay scales of 1996 are not so far made applicable and the case is under consideration.

In the light of the above circumstances, the 1st respondent is directed to consider the

representation of the petitioner for revised UGC pay scales of 1996 in terms of G.O.Ms.No.208 Higher Education Department, dated 29-06-1999, within a period of two months from the date of receipt of a copy of this Court.

Accordingly, the writ petition is disposed of. No costs.

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28-07-2004

Mjl/*

To

1 A.P. Study Circle, rep. by its Director, Dr. B.R. Ambedkar Bhavan, Lower Tank Bund Road, Hyderabad.
2 The Principal Secretary to Government, Social Welfare Department, Secretariat, Andhra Pradesh, Hyderabad.
3 The Commissioner of Social Welfare, Telugu Samkshema Bhavan, Masab tank bund, Hyderabad.

4 The Principal Secretary, Government of Andhra Pradesh, Higher Education Dept, (UE.ILI), Secretariat, A.P. Hyderabad.

5. 2 CCs to G.P. for Social welfare, High Court of A.P.Hyderabad.

6. 2 CD copies.